

**CHAPTER NO. 6**

**SENATE BILL NO. 2**

**By Burks, Williams, Herron**

Substituted for: House Bill No. 1

By Hargrove

AN ACT To amend Tennessee Code Annotated, Section 2-5-101(g), Section 2-5-204(e) and Section 2-13-204(c).

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 2-5-101(g)(1), is amended by deleting the word "thirtieth" in the last sentence and substituting instead the word "fortieth".

SECTION 2. Tennessee Code Annotated, Section 2-5-101(g)(1), is further amended by adding the following after the last sentence of the subsection:

If any of these events occur within ten days of the fortieth day, the qualifying deadline shall be twelve o'clock (12:00) noon, prevailing time on the tenth day following the death or withdrawal.

SECTION 3. Tennessee Code Annotated, Section 2-5-204(e), is amended by deleting the subsection in its entirety, and by substituting instead the following language:

(e) If a candidate dies within forty days before the election, the decedent's name shall remain on the ballot. If the deceased candidate receives the necessary votes to otherwise be elected, then a vacancy shall exist. The vacancy shall be filled as otherwise provided for by law.

SECTION 4. Tennessee Code Annotated, Section 2-13-204(c), is amended by deleting the word "thirtieth" and substituting instead the word "fortieth".

SECTION 5. Tennessee Code Annotated, Section 2-13-204(c), is further amended by adding the following after the last sentence of the subsection:

If any of the events allowing a new nomination occur within ten days of the fortieth day, the time for making a new nomination shall be twelve o'clock (12:00) noon, prevailing time on the tenth day following the death or withdrawal.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: February 25, 1999

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of March 1999

  
DON CONQUIST, GOVERNOR